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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent Office, number 1-571-273-8300, or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope, or filed electronically and addressed to: Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 25, 2007.

/Gerardo Ubau/

Gerardo Ubau

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/635,862 Confirmation No. 1067

Applicant : Michael J. DeLuca Filed : August 5, 2003

TC/A.U. : 2622

Examiner : Nicholas G. Giles

Docket No. : FN101-CIP Customer No. : 30349

Title of Invention: DETECTING RED EYE FILTER AND APPARATUS USING META-

DATA

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

ELECTION AND PRELIMIARY AMENDMENT

Sir:

In response to the Office Communication of **February 28, 2007**, Applicants' elect Group I, Claims 1-41, and 74-108, and Species I: Claims 31-41, without traverse.

Amendments to the Specification begin on page **2** of this paper.

Remarks/Arguments begin on page 3 of this paper.